

**Sound Transit Board Meeting
Summary Minutes
February 13, 2003**

Call to Order

The meeting was called at order at 1:12 p.m. by Vice Chair Dave Earling in the Sound Transit Board Room of Union Station, 401 South Jackson, Seattle, Washington.

Roll Call

Chair

(P) Ron Sims, King County Executive

Vice Chairs

(P) David Earling, Edmonds City Council President

(P) John Ladenburg, Pierce County Executive

Board Members

(P) Jack Crawford, Kenmore City Councilmember

(A) Bob Drewel, Snohomish County Executive

(P) David Enslow, Sumner City Councilmember

(P) Mary Gates, Federal Way City Councilmember

(A) Jane Hague, King County Councilmember

(P) Doug MacDonald, WSDOT Secretary

(P) Richard McIver, Seattle City Councilmember

(P) Chuck Mosher, Bellevue City Councilmember

(P) Greg Nickels, City of Seattle Mayor

(P) Mark Olson, Everett City Councilmember

(A) Julia Patterson, King County Councilmember

(P) Dwight Pelz, King County Councilmember

(P) Kevin Phelps, Tacoma City Councilmember

(P) Cynthia Sullivan, King County Council Chair

(P) Claudia Thomas, City of Lakewood Deputy Mayor

Ms. Marcia Walker, Board Administrator, indicated a quorum of the Board was present at roll call.

The following Board members arrived after roll call:

David Enslow

Doug MacDonald

Ron Sims

Public Comment

None.

Report of the Chair

Mr. Earling reported that the Board was working from a revised agenda. He specifically noted that Motion No. M2003-12, an agreement with Burlington Northern Santa Fe (BNSF) regarding the grade crossing at Pacific Avenue and 17th Street in Tacoma, had been added to the action items and the Board would hold an executive session at the end of the meeting.

Executive Director's Report

Ms. Earl reported on the highlights of the Fourth Quarter Ridership report. She noted that systemwide passenger boardings were up 13% from 2001. The average weekday boardings for Sounder and Regional Express have increased to just under 27,000 per weekday, which is up 11% over 2001. Annual ridership reached seven million and a gradual and consistent increase in ridership has been noted.

(Mr. Sims and Mr. MacDonald arrived at this time.)

Ms. Earl commented that information regarding the King County Superior Court Judge's decision on Initiative 776 had been distributed to Sound Transit's federal partners, stakeholders, and is posted on Sound Transit's website.

Mr. Ladenburg commented that an 11% increase in ridership, during a bad economy, indicates that Sound Transit is positively impacting congestion. He congratulated Mr. Tom Ahern and Sound Transit's legal staff on the excellent work on the court case involving Initiative 776.

(Mr. Enslow arrived at this time.)

Ms. Earl handed out a copy of a letter from the Seattle Light Rail Review Panel. The letter stated the panel is pleased with the work occurring in the Martin Luther King, Jr. Way corridor.

Consent Agenda

Minutes from the January 23, 2003 Board Meeting

It was moved by Mr. Phelps, seconded by Mr. Mosher and carried by the unanimous vote of all Board members present that the Consent Agenda be approved as presented.

Action Items

Items Referred by Executive Committee

Motion No. M2003-14 – Reappointing Bertha Eades to one final four-year term on the Citizen Oversight Panel expiring December 10, 2006, and reappointing Larry Shannon to one final four-year term on the Citizen Oversight Panel expiring March 25, 2007

It was moved by Mr. Nickels and seconded by Mr. Mosher that Motion No. M2003-14 be approved as presented.

Mr. Nickels recognized Ms. Eade and Mr. Shannon for their long-term service on the Citizen Oversight Panel.

The motion to approve Motion No. M2003-14 was carried by the unanimous vote of all Board Members present.

Items Referred by Executive Committee and Finance Committee

Motion No. M2003-11 – Continuing operation of demonstration Route 586 and to use schedule maintenance hours for additional trips from the schedule maintenance line item in the budget to operate the route through the Summer of 2003

It was moved by Mr. Phelps and seconded by Mr. Mosher and carried by the unanimous vote of all Board Members present that Motion no. M2003-11 be approved as presented.

Items Referred without Finance Committee Recommendation

Motion No. M2003-12 – Authorizing the Executive Director to enter into an agreement with Burlington Northern Santa Fe Railway Company (BNSF) specifying the terms and conditions or closure and removal of the BNSF Lakeview Subdivision grade crossing at Pacific Avenue and 17th Street in the City of Tacoma, for a lump sum amount of \$2,000,000

Mr. Phelps commented that the Finance Committee had reviewed Motion No. M2003-12 and did not take action, pending a meeting with City of Tacoma staff. Mr. Phelps further stated that the meeting had occurred, and the City of Tacoma supports this action.

It was moved by Mr. Phelps, seconded by Mr. Crawford and carried by the unanimous vote of all Board Members present that Motion No. M2003-12 be approved as presented.

Items Referred by Finance Committee

Motion No. M2003-15 – Authorizing the Executive Director to execute a three-year contract with Pharos Corporation to provide appraisal, acquisition and relocation services for the Sounder Commuter Rail and Regional Express projects yet to be completed under Sound Move, for a total amount not to exceed \$6,165,885, with two one-year options to extend the term of the contract

It was moved by Mr. Phelps, seconded by Mr. Crawford and carried by the unanimous vote of all Board members present that Motion No. M2003-15 be approved as presented.

Resolution No. R2003-01 – Authorizing the Executive Director to acquire, dispose, or lease certain real property interests by negotiated purchase or by condemnation and to pay eligible relocation and re-establishment benefits to affected parties as necessary for the construction and operation of the Regional Express Federal Way Transit Center Project

It was moved by Mr. Phelps and seconded by Ms. Gates that Resolution No. R2003-01 be approved as presented.

Ms. Gates commented that this action along with the previous one are very important for Regional Express to move forward in the South King County subarea of the regional transit system.

The motion to approve Resolution No. R2003-01 was carried by the unanimous vote of all Board Members present.

Resolution No. R2003-02 – Amending the 2003 Board-adopted budget by \$528,935 in staff operating costs relating to service contract payments; \$215,625 in internal administrative staff costs; \$11,000,000 in transfers to the Community Development Fund within Sound Transit's financial structure; \$8,835,000 in mitigation disbursements; and partnership funding from the City of Seattle (\$4,000,000) and King County \$1,000,000) in the amount of \$5,000,000 in support of the Community Development Fund for Southeast Seattle

Mr. Sims announced that the resolution to amend the budget requires a supermajority vote (twelve members) of the Board.

It was moved by Mr. Phelps, seconded by Mr. Enslow and carried by unanimous vote of the fifteen Board Members present that Resolution No. R2003-02 be approved as presented.

Motion No. M2003-07 – Authorizing the Executive Director to execute a long-term service agreement with the Rainier Valley Community Development Fund (RVCDF) to administer Sound Transit's Supplemental Mitigation Account for the Community Development Fund (the Fund) for a period of one year in the amount of \$528,935, with options to extend annually for a total of five years. This amount is equal to 70% of the projected cost of Fund administration in 2003. The RVCDF expects to receive the remaining 30% funding from the City of Seattle through a separate contract that has not yet been negotiated. Sound Transit will be reimbursed for the total cost of this contract and contract oversight expenses from the Fund. The execution of this agreement is contingent upon Board adoption of the amendment to the 2003 Board adopted budget as provided for in Resolution No. R2003-02

Mr. Phelps commented that Board approval of the motion would execute an agreement between Sound Transit and the Rainier Valley Community Development Fund (RVCDF). He further commented that every year the RVCDF will bring the operating and budget plan to the Board for review. Mr. Phelps also indicated that the details of the agreement have been reviewed with the City of Seattle Transportation Committee.

Mr. Phelps congratulated the citizens who participated and volunteered their time and Sound Transit staff that worked on the Community Development Fund. He remarked that the agreement was an outstanding piece of work and everyone involved should be proud of it.

It was moved by Mr. Phelps, seconded by Mr. Crawford and carried by the unanimous vote of all Board members present that Motion No. M2003-07 be approved as presented.

Committee Reports

Executive Committee

Mr. Sims reported that in addition to the two items the Board acted on earlier the Executive Committee confirmed Board policy for staff to proceed with the design and

construction of capital projects that are included in Sound Move and the Board-adopted budget but are not directly served by Regional Express bus routes. He stated that he asked the Finance Committee to look at the policy for future projects that are not in Sound Move and are not yet defined.

The Executive Committee also received an update on the status of the site evaluation process for the Downtown Kirkland Transit Center.

Finance Committee

Mr. Phelps reported that the Finance Committee has met twice since the last Board meeting and took action on the following items within its authority: Motion No. M2002-131 authorizing the Deputy Executive Director to enter into a contract with Parametrix for design for the North Everett Transit Center at a cost of \$639,000 plus contingency, not to exceed \$703,208; Motion No. M2003-10 authorizing a contract with Golder and Associates for on-call geotechnical work on the E-3 busway; Motion No. M2003-13 authorizing a contract with Frank Coluccio Construction for exploratory test shafts for the Beacon Hill tunnel for Central Link.

Central Link Oversight Committee

Ms. Sullivan reported that the Central Link Oversight Committee was briefed by staff on: Link Light Rail received \$75 million in federal funding in President Bush's 2004 Budget list of transportation projects; and "highly recommended" status from the Federal Transportation Administration; the Tukwila freeway route value engineering study; the status of the North Link Segment, the agreement in principle with the Port of Seattle and Sound Transit regarding a proposed airport connection.

Other Business

Mr. Sims commented that Sound Transit had a great opportunity to display a Tacoma Link Light rail car at Westlake Center. He indicated that the property belongs to the City of Seattle Parks Department, and thanked Mayor Nickels for his work in making this happen.

Ms. Earl reported that 5,000 to 6,000 people came through the display during the four-week period and that Sound Transit has received very positive feedback about the display.

Next Meeting

Thursday, February 27, 2003
1:00 to 4:00 p.m.
Union Station Board Room
Seattle, Washington

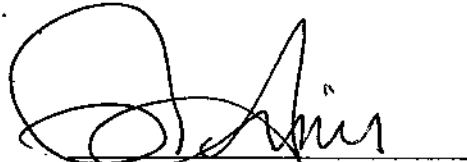
Executive Session

At 1:40 p.m. the Board convened a 30-minute executive session to discuss with legal counsel potential litigation to which Sound Transit is likely to become a party. At 2:10 p.m., Chair Sims extended the executive session by 20 minutes. At 2:30 p.m. Chair Sims extended the executive session for an additional 15 minutes.

The Board reconvened in open session at 2:44 p.m.

Adjourn

The Board meeting was adjourned at 2:45 p.m.

A handwritten signature in black ink, appearing to read 'Ron Sims', written over a horizontal line.

Ron Sims
Board Chair

ATTEST:

A handwritten signature in black ink, appearing to read 'Marcia Walker', written over a horizontal line.

Marcia Walker
Board Administrator